IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.6509 of 2008
RAJ KUMAR PASWAN & ANR
Versus
THE STATE OF BIHAR
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02. 06.05.2008 Heard learned counsel for the petitioners and learned counsel for the State.

Petitioners are accused for offence punishable under Section 414 of the Indian Penal Code.

Learned counsel for the petitioners submits that the allegation is that petitioner no.2 was caught with a bundle tied in a Gamachha containing Nepali currency of Rs.3, 21,100.00 and on inquiry he disclosed that the money belonged to his elder brother Raj Kumar Paswan (Petitioner no.1). Learned counsel for the petitioners further submits that the entire allegation is false and frivolous and in any view of the matter possession of Nepali currency is not an offence as the circular of Reserve Bank of India (Annexure-4) clearly indicates. Learned counsel for the petitioners also avers that no other offence is made out against the petitioners. Learned counsel for the petitioners further contends that the petitioners are in custody since 01.12.2007.

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In the aforesaid facts and circumstances, this petition is allowed. Let petitioners, namely 1. Raj Kumar Paswan and 2. Manoj Paswan @ Manoj Kumar Paswan, be released on bail on furnishing bail bond of Rs.10,000.00 (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief

Judicial Magistrate, Madhubani, in connection with Ladania P.S.Case No.125 of 2007.

sunil **(S.N.Hussain,J.)**

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